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August 23, 2004

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IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
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Via Certified Mail/Return Receipt Requested

Court Clerk
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Robert Novak, d/b/a Pets Warehouse v. Overture Services, Inc. et al.
U.S.D.C. ED NY / No. CV 02-5164 (DRH-WDW)
MM File No. 10006567

Dear Clerk:

Enclosed please find an original and three copies of a *Stipulation of Dismissal With Prejudice As Against Biochemics, Inc. d/b/a Doctordog.com.* Please file the original and return a file-stamped copy to this office in the enclosed self-addressed, stamped envelope.

Thank you.

Very truly yours,

MORRISON MAHONEY LLP

Demi Sophocleous

DS:me

cc: Mr. Robert Novak

821587v1

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

ROBERT NOVAK, d/b/a Pets Warehouse and PetsWarehouse.com

Plaintiff,

-against-

OVERTURE SERVICES, INC., GOOGLE, INC. INNOVATIVE MARKETING SOLUTIONS, INC., d/b/a KANOODLE.COM, NEEPS, INC. d/b/a THEFERRETSTORE.COM, JOHN HOLDEFEHR, d/b/a JUDGE-FOR-YOURSELF.COM, BIOCHEMICS, INC., d/b/a DOCTORDOG.COM,

Defendants.

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Docket No.: CV 02 - 5164 (DRH) (WDW)

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STIPULATION OF DISMISSAL WITH PREJUDICE AS AGAINST BIOCHEMICS, INC. d/b/a DOCTORDOG.COM

IT IS STIPULATED AND AGREED between Robert Novak d/b/a Pets Warehouse and Pets Warehouse.com and Biochemics, Inc. d/b/a Doctordog.com, that this action, including all claims and counterclaims, is dismissed with prejudice as against Biochemics, Inc. d/b/a Doctordog.com, with each party to pay its own costs and attorneys' fees.

Dated: New York, New York
August 5, 2004

ROBERT NOVAK
Plaintiff, *pro se*
1550 Sunrise Highway
Copaigue, New York 11746

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